

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

SINGULAR COMPUTING LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

C.A. No. 1:19-cv-12551-FDS

Hon. F. Dennis Saylor IV

DEFENDANT GOOGLE LLC'S PROPOSED VERDICT FORM

In the course of your deliberations, you are to answer the following questions and fill out this Verdict Form. When answering the following questions and filling out this Verdict Form, please follow the directions provided throughout this Form. Your answers to each question must be unanimous. Please refer to the Jury Instructions for guidance on the law applicable to the subject matter covered by each question. You are to answer each and every question, unless otherwise directed. As used herein:

- “‘273 patent” means U.S. Patent No. 8,407,273;
- “‘156 patent” means U.S. Patent No. 9,218,156;
- “Singular” means Plaintiff Singular Computing LLC; and
- “Google” means Defendant Google LLC.

NEXT STEP: Proceed to Question 1.

QUESTIONS AND ANSWERS

We, the jury, unanimously agree to the answers to the following questions and return them under the instructions of this Court as our verdict in this case.

I. INFRINGEMENT

1. Has Singular proven by a preponderance of the evidence that Google's Tensor Processor Units (TPUv2 and TPUv3) infringe claim 53 of the '273 patent and/or claim 7 of the '156 patent?

"YES" is a finding for Singular.

"NO" is a finding for Google.

Claim & Patent	YES	NO
Claim 53 of the '273 patent		
Claim 7 of the '156 patent		

NEXT STEP: Proceed to Question 2.

II. INVALIDITY

2. Has Google proven by clear and convincing evidence that claim 53 of the '273 patent and/or claim 7 of the '156 patent is invalid as anticipated by prior art?

“YES” is a finding for Google.

“NO” is a finding for Singular.

Claim & Patent	YES	NO
Claim 53 of the '273 patent		
Claim 7 of the '156 patent		

NEXT STEP: Proceed to Question 3.

3. Has Google proven by clear and convincing evidence that claim 53 of the '273 patent and/or claim 7 of the '156 patent is invalid as obvious in view of prior art?

“YES” is a finding for Google.

“NO” is a finding for Singular.

Claim & Patent	YES	NO
Claim 53 of the '273 patent		
Claim 7 of the '156 patent		

NEXT STEP: If you answered YES in either row in Question 1 AND answered NO for the corresponding rows in Question 2 AND Question 3, then proceed to Question 4. Otherwise, SKIP the remaining questions and sign and date the verdict form.

III. DAMAGES

4. Has Singular proven by a preponderance of the evidence that it marked substantially all S1 chips/boards with the patent numbers of the '273 patent and the '156 patent prior to December 2019?

“YES” is a finding for Singular.

“NO” is a finding for Google.

_____ YES _____ NO

NEXT STEP: Proceed to Question 5.

5. Has Singular proven by a preponderance of the evidence that the S1 chips/boards were not made, offered for sale, or sold within the United States, or imported into the United States, at any time before December 2019?

“YES” is a finding for Singular.

“NO” is a finding for Google.

_____ YES _____ NO

NEXT STEP: Proceed to Question 6.

6. What (if any) lump-sum amount of damages has Singular proven by a preponderance of the evidence should be awarded?

_____ (state the amount)

NEXT STEP: Proceed to Question 7.

IV. WILLFULNESS

7. Has Singular proven by a preponderance of the evidence that Google's infringement of claim 53 of the '273 patent and/or claim 7 of the '156 patent was willful?

"YES" is a finding for Singular.

"NO" is a finding for Google.

_____ YES _____ NO

Your deliberations are complete. Please sign and date this form, and notify the court officer.

Foreperson

Date

Respectfully submitted,

Dated: December 29, 2023

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CERTIFICATE OF SERVICE

I certify that this document is being filed through the Court's electronic filing system, which serves counsel for other parties who are registered participants as identified on the Notice of Electronic Filing (NEF). Any counsel for other parties who are not registered participants are being served by first class mail on the date of electronic filing.

/s/ Nathan R. Speed

Nathan R. Speed